

Message Text

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15

ACTION EA-09

INFO OCT-01 ISO-00 EB-07 COME-00 L-03 CIAE-00 INR-07

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FM AMEMBASSY TAIPEI

TO SECSTATE WASHDC 7037

LIMITED OFFICIAL USE TAIPEI 6064

E.O. 11652: N/A

TAGS: EIND, TW

SUBJECT: ROC GENERAL CENSUS ON TRADEMARKS

REF: (A) TAIPEI 5001 (B) STATE 190396

1. ECON COUNS RECEIVED ON SEPTEMBER 15 RESPONSE TO HIS LETTER OF AUGUST 26 TO WERNER Y.F. NING, DIRECTOR OF NATIONAL BUREAU OF STANDARDS. SUBSTANCE OF RESPONSE FOLLOWS:

(A) QUESTIONS 10-14 MUST BE ANSWERED, UNLESS THE TRADE-MARK IS REGISTERED IN THE NAME OF AN INDIVIDUAL.

(B) WITH REGARD TO QUESTION 16, NON-USE OF A REGISTERED TRADEMARK DOES NOT CONSTITUTE CAUSE FOR CANCELLATION ONLY IF REGISTRANT CAN SHOW JUSTIFIABLE CAUSE (WITH COMPETENT EVIDENCE) FOR NON-USE OF THE TRADEMARK.

(C) QUESTIONS 19 AND 21-35, SHOULD BE ANSWERED BY THE RESPONDENTS.

(D) WITH REGARD TO QUESTION 37, A NOTARIZED COPY OF THE REGISTRATION CERTIFICATE MAY BE SUBMITTED IN LIEU OF THE ORIGINAL ONE (THE REGISTRANT WILL BE REQUIRED TO PRESENT THE ORIGINAL CERTIFICATE IF NECESSARY).

(E) AN EXTENSION OF THE FILING DEADLINE WILL BE GRANTED

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UPON REQUEST IF THE RESPONDENT CAN SHOW GOOD CAUSE (WITH

COMPETENT EVIDENCE) WHY THE ORIGINAL DEADLINE CANNOT BE MET (THE QUESTIONNAIRE WILL NOT BE ACCEPTED WHEN THE GENERAL CENSUS OF TRADEMARK IS ENDED).

(F) THE QUESTIONNAIRE MUST BE ACCOMPANIED BY A TRANSLATION IN CHINESE. ATTACHED PLEASE FIND ONE COPY OF AN ARTICLE PRESCRIBED IN YOUR TRADEMARK RULES OF PRACTICE OF THE PATENT OFFICE WITH FORMS AND STATUTES., 1972 FOR YOUR REFERENCE.

(G) THE APPLICATION OF QUESTION 15 IS WORLD-WIDE AND QUESTIONS 16, 17 AND 20 ARE RESTRICTED TO REPUBLIC OF CHINA. THE SUBMISSION OF THE INFORMATION REQUESTED IN QUESTIONS 19 AND 21-35 IS VOLUNTARY.

2. IN ARTICLE REFERRED TO BY NING IN 1(F) ABOVE IT IS STATED THAT APPLICATION FOR U.S. TRADEMARK MUST BE IN ENGLISH LANGUAGE.

3. COPY OF NING LETTER WILL BE POUCHED TO EA/ROC ON SEPTEMBER 17.
UNGER

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